

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Agricultural Marketing Department – Agriculture Marketing Committee, Narsingi – Land acquired in sy.No.1.29 P & 30P measuring 6.16 acres at Babbuguda for establishment of Cattle Market under Agricultural market Committee, Narsingi – payment of balance amount of Rs.56,76,416/- towards enhanced compensation for the land from CMF Funds – Sanctioned Orders – Issued.

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AGRICULTURE & COOPERATION (AM.II.2) DEPARTMENT

G.O.Rt.No. 939

Dated 29.7.2009

Read the following:-

1. G.O.Rt.No.1077 Agri & Coop (Mktg.II) Department dt. 8.10.2004.
2. From the Commissioner & Director of Marketing, A.P., Hyderabad  
Lr.No.S(1)236/2005, dated 4.7.2005
3. Govt.Memo.No. 13713/Mktg.II(2)/2005-1 dated 23.12.2005.
4. From the Chief Commissioner Land Administration ,  
Lr.No.G3/331/2009,dt.6.4.2009.

ORDER:

In the reference 1<sup>st</sup> read above, based on the proposal of the Commissioner & Director of Marketing Andhra Pradesh, Hyderabad, Government have been issued orders for sanction of an amount of Rs.28,93,568/- (Rupees twenty eight lakhs ninety three thousands five hundred and sixty eight only) as a loan from CMF to Agricultural Market Committee, Narsingi for payment of enhanced compensation of the land to an extent of 6.16 acres in Sy.No.1,29/P and 30/P at Babbuguda for establishment of Cattle Market yard under Section 16(2)(iii) of A.P.(AP&LS) Markets Act,1966 on usual terms.

2. The Commissioner & Director of Marketing in his letter 2<sup>nd</sup> read above, based on the proposal of Person-in-charge, Agriculture Market Committee, Narsingi has requested the Government to sanction an amount of Rs.81,67,103/- from Central Market Fund or any other market Committee at the earliest to enable the Agricultural Market Committee, Narsingi to deposit decretal amount to the Revenue Divisional Officer Chevella, to avoid the legal complications in the issue. In the reference 3<sup>rd</sup> read above the District Collector, Ranga Reddy, District has been requested to send necessary proposals for final payment of compensation in land acquisition as per the judgement and Decree passed by the Principal Sub-ordinate Judge, RR District in O.P.No.58/1991 dt.30.07.1997, through the Special .Chief Secretary to Govt. and Chief Commissioner Land Administration.

2.  
3. The Chief Commissioner of Land Administration, A.P., Hyderabad in his letter 4<sup>th</sup> read above he has stated that the Commissioner (Legal Affairs) has opined that “the award passed in this case on 1.10.1990. The reference was made u/s 18 of the Act in the year 1991. the said case was disposed off on 30.7.1997, the appeal was preferred with delay petition in the year 1998 with delay of (315) days. It was urged before Hon’ble High Court, since the concerned persons are busy with routine work the appeal could not be presented in time. Naturally said contention was not accepted by the court and the appeal was dismissed in SR stage on 1.4.2002. The concerned authority failed to submit the proposals for payment of compensation within the reasonable time. The advocate General in his opinion dt.31.8.2004 has opined that “the matter has to be enquired as to why there was so much delay in filing the appeal before the High court and even after the dismissal of the same, why steps are not taken for obtaining the opinion of the Advocate General as to, whether the matter can be carried to Supreme court”. Though the appeal was rejected at the stage of the SR on the ground of the delay even the opinion of the concern Government Pleader is not obtained till 2004 for further appeal. At present, further, time is barred for further appeal.

P.t.o.,

4. The Chief Commissioner of Land Administration has further stated that in respect of the land measuring an extent of 6.16 acres in Sy.No.1,29/P &30P at Babbuguda village for acquired for establishment of Cattle Marker under Agricultural Market Committee, Narsingi. The District Collector, Ranga Reddy, has submitted proposals for payment of balance decretal charges. The Chief Commissioner for Land Administration has informed that the amount payable towards balance decretal charges Rs.56,76,416/- (Rs.85,70,074/- - 28,93,658/- = 56,76,416/-) and requested the Government to take necessary action in the matter.

5. The Government has examined the matter on the dismissal of the appeal by the Hon'ble High Court in CMP No.162/99 and ASSR No.66010/98 and considering the above it is decided to implement the orders of the Court of the Principal Subordinate Judge, Ranga Reddy District in O.P.No.58/1991 and to release an amount of Rs.56,76,416/- towards payment of decretal charges, as proposed by the Chief Commissioner for Land Administration.

6. Accordingly, Government hereby accord sanction for an amount of Rs.56,76,416/- (Rupees fifty six lakhs seventy six thousand and four hundred sixteen only) on loan basis from Central Marketing Funds to Agricultural Market Committee, Narsingi, for final payment of compensation for acquired land measuring an extent of 6.16 acres in Sy.No.1,29/P & 30/P at Babbuguda, for establishment of Cattle Market Yard.

7. The Commissioner for Food Processing, Commissioner & Director of Agriculture Marketing, A.P., Hyderabad, shall take further action in the matter accordingly.

8. This orders issues with the concurrence of Finance Department vide their U.O.No.18276/335/Exp. A&C /2009,dated 18.7.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R.KISHORE,  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Commissioner Food Processing and Commissioner & Director of  
Agricultural Marketing, A.P., Hyderabad.  
The Secretary, Agriculture Marketing Committee, Narsingi, R.R.District.  
The Chief Commissioner, Land Administration, A.P., Hyderabad.  
The District Collector, RR District,  
Copy to Sf/Sc.,

//FORWARDED BY ORDER//

SECTION OFFICER